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May 30, 2025

**VIA ECF ONLY**

Magistrate Judge Anne Y. Shields  
United States District Court for the  
Eastern District of New York  
100 Federal Plaza, Courtroom 1040  
Central Islip, NY 11722

**J. Michael Showalter**

Partner

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Re: Tier II Discovery Joint Letter from the Parties for *Town of Oyster Bay v. Northrop Grumman Systems Corporation* (2:23-cv-07146)

Dear Judge Shields:

Pursuant to the Court's April 11, 2024, Order, the Parties' Revised Joint Letter dated March 21, 2024 (ECF No. 27), Federal Rule of Civil Procedure 26(f), and the Court's Individual Rules, Plaintiff Town of Oyster Bay (the "Town") and Defendant Northrop Grumman Systems Corporation ("Northrop Grumman," collectively the "Parties"), hereby submit a Tier II Discovery Joint Letter.

On May 19, 2025, the Honorable United States District Judge Nusrat J. Choudhury granted in part and denied in part Defendant Northrop Grumman's Motion to Dismiss the Amended Complaint. (ECF No. 59.) In its April 11, 2024, Order, this Court instructed the Parties to submit an expedited discovery schedule if Northrop Grumman's motion to dismiss is denied. The Parties have conferred, and this Joint Letter presents the Parties' proposed expedited discovery schedule.

**Tier II Discovery Schedule**

The parties jointly propose the following schedule based on Your Honor's Individual Rules and Discovery Plan Worksheet, Judge Choudhury's Individual Rules, and Judge Choudhury's Order (ECF 59).

Tier II Discovery	
Plaintiff Town to file a second amended complaint, per Judge Choudhury's Order (ECF 59 at 100):	July 18, 2025
Deadline to serve written discovery requests	August 1, 2025
All fact discovery completed by:	October 30, 2025



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Expert reports for party bearing burden of proof:	December 15, 2025
Deposition(s) of expert(s) for party bearing burden of proof completed by:	January 29, 2026
Rebuttal expert reports for the party not bearing burden of proof:	March 15, 2026
Expert discovery completed by:	April 29, 2026
Final date to take first step in dispositive motion practice:	10 business days after close of expert discovery to file letter motion requesting pre-motion conference on a dispositive motion, per Judge Choudhury's Individual Rule 5.1.5
Joint pretrial order due:	60 days after rulings on dispositive motions

The Parties are available to schedule a status conference with the Court at the Court's convenience.

Respectfully submitted,

/s/ J. Michael Showalter

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